

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

ROCKY B. BIGBIE *et al.*

Filed: 04/23/2001

For: EQUINE PROTOZOAL
MYELOENCEPHALITIS VACCINE

Appln. No.: 09/840,485

Confirmation No.: 5730

Customer No.: 25291

Group Art Unit: 1645

Examiner: Virginia Allen Portner

TRANSMITTAL LETTER WITH PETITION FOR EXTENSION OF TIME

Dear Sir:

Transmitted for filing in the above-referenced patent application are a Second Amendment after Final Rejection Pursuant to 37 C.F.R. § 1.116 and a Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences in duplicate. Pursuant to 37 C.F.R. § 1.136(a), Applicants petition for a two-month extension for filing a response or taking an appeal from May 3, 2006 to July 3, 2006. The Commissioner is authorized to charge the extension fee of \$450.00, or credit overpayment, to Deposit Account No. 01-1425. While no fee is believed to be required for presentation of the revised claims, the Commissioner is also authorized to debit the amount of any surcharge for the claims from Deposit Account No. 01-1425. A duplicate copy of this letter is enclosed for billing purposes.

Thank you for your attention to this matter.

Respectfully submitted,

WYETH

Date: June 28, 2006

By: Anne M. Rosenblum
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FILING BY EXPRESS MAIL UNDER 37 C.F.R. § 1.10

This correspondence and the accompanying documents identified hereinabove are being deposited with the U.S. Postal Service on June 28, 2006 to be delivered by the "Express Mail Post Office to Addressee" service under Mailing Label Number EQ 269458516 US addressed to: MS AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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